

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JOSEPH JUNIOR MATTHEWS,

Plaintiff,

V.₃

NANCY A BERRYHILL, Deputy
Commissioner of Social Security for
Operations,

Defendant.

CASE NO. 2:17-CV-01000-DWC

ORDER ON MOTION FOR
ATTORNEY FEES AND COSTS
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT, 28
U.S.C. § 2412 (d)

This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local Magistrate Judge Rule MJR 13. *See also* Consent to Proceed before a United States Magistrate Judge, Dkt. 3. This matter is before the Court on Plaintiff's "Motion for Award of Attorney Fees and Costs Pursuant to 28 U.S.C. § 2412." Dkt. 13. Defendant did not file a response or any objections to Plaintiff's motion. *See* Dkt.

Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (“EAJA”), Plaintiff’s motion (Dkt. 13), and the relevant record, the Court orders EAJA attorney’s fees of \$4,959.00

**ORDER ON MOTION FOR ATTORNEY FEES
AND COSTS PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT, 28 U.S.C. § 2412 (D) -**

1 and costs in the amount of \$400.00, pursuant to 28 U.S.C. §1920, (“EAJA Award”) be awarded
2 to Plaintiff. *Astrue v. Ratliff*, 560 U.S. 586, 591–97 (2010).

3 The Acting Commissioner shall contact the Department of Treasury after this Order is
4 entered to determine if the EAJA Award is subject to any offset. If the U.S. Department of the
5 Treasury verifies to the Office of General Counsel that Plaintiff does not owe a debt, the
6 government will honor Plaintiff’s assignment of EAJA Award and pay the EAJA Award directly
7 to Christopher T. Lyons, Plaintiff’s counsel. If there is an offset, any remainder shall be made
8 payable to Plaintiff, based on the Department of the Treasury’s Offset Program and standard
9 practices, and the check shall be mailed to Plaintiff’s counsel, Christopher T. Lyons, at Truitt &
10 Lyons, P.O. Box 1645, Coupeville, WA 98239

11 Dated this 3rd day of April, 2018.

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14 David W. Christel
United States Magistrate Judge